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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

SERVER TECHNOLOGY, INC.,
a Nevada corporation,

Plaintiff,

vs.

SCHNEIDER Electric IT Corporation
f.k.a. AMERICAN POWER CONVERSION
CORPORATION, a Massachusetts corporation,

Defendant.

Case No. 3:11-CV-0068-LRH-WGC

**JOINT MOTION TO DISMISS WITH
PREJUDICE**

AND ORDER THEREON

1 Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Plaintiff Server
2 Technology, Inc. and Defendant Schneider Electric IT Corporation, fka American Power
3 Conversion Corporation, jointly request that the Court dismiss this action with prejudice,
4 *except* that Defendant's counterclaims for declaratory judgment of invalidity be dismissed
5 *without* prejudice. The parties stipulate and agree that each party will bear its own attorneys'
6 fees, costs, and expenses. A proposed Order is attached.

7
8 Dated: May 16, 2018

9 Respectfully submitted,

10 /s/ Timothy P. Getzoff
11 Timothy P. Getzoff
12 James E. Hartley
13 Matthew B. Hippler (Nevada SBN 7015)
14 Donald A. Degnan
15 Adam A. Hubbard
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18 Michael R. Henson
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20 Attorneys for Plaintiff
21 SERVER TECHNOLOGY, INC.

/s/ Michael Babbitt
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Suellen Fulstone
SNELL & WILMER

Attorneys for Defendant SCHNEIDER
ELECTRIC CORPORATION, F/K/A AMERICAN
POWER CONVERSION CORPORATION

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23 SEE NEXT PAGE FOR ORDER
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ORDER OF THE COURT

IT IS ORDERED that the Joint Motion is Granted, and this Action is dismissed with prejudice, except that Defendant's counterclaims for declaratory judgment of invalidity are dismissed without prejudice. Each party shall bear its own attorneys' fees and costs.

DATED this 16th day of May 2018.



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE